

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CHRISTIAN DAVID ENTO,

Plaintiff,

v.

WASHINGTON, DC, *et al.*,

Defendants.

Case No. 1:21-cv-01537-DAD-HBK

ORDER DENYING WITHOUT
PREJUDICE PLAINTIFF'S MOTION
TO PROCEED *IN FORMA PAUPERIS*

(Doc. No. 2)

ORDER TO SUBMIT COMPLETED
APPLICATION TO PROCEED *IN FORMA*
PAUPERIS OR PAY FILING FEE WITHIN
TWENTY-ONE (21) DAYS

Plaintiff initiated this action by filing a *pro se* Civil Rights Complaint By a Prisoner form¹ on action pursuant to 42 U.S.C. § 1983 on October 18, 2021. (Doc. No. 1). Concurrent with the complaint, Plaintiff filed an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (Doc. No. 2). The application to proceed *in forma pauperis* is deficient because it was not completed but was left blank and was unsigned. (*Id.*). Each motion or pleading filed with this Court must include the original signature of the filing party or parties. Local Rule 131(b); Fed. R. Civ. P. 11(a). Further, an affidavit of indigency must be signed under penalty of perjury.

¹ Plaintiff's complaint was filed using the prison form but the listed address does not match any state prisons. (Doc. No. 1 at 1).

1 *Rowland v. California Men's Colony, Unit II Men's Advisory Council*, 506 U.S. 194, 205 (1993)
2 (“The perjury sanction thus serves to protect the public against misuse of public funds by a
3 litigant with adequate funds of his own, and against the filing of “frivolous or malicious” lawsuits
4 funded from the public purse.”); 28 U.S.C. § 1915(a), (c).

5 Accordingly, it is ORDERED:

6 1. Plaintiff’s motion to proceed *in forma pauperis* (Doc. No. 2) is DENIED without
7 prejudice.

8 2. Within twenty-one (21) days of receipt of this order, Plaintiff shall fully complete,
9 sign and re-submit the enclosed application to proceed in forma pauperis, with Plaintiff's original
10 signature, or in the alternative, pay the \$402.00 filing fee for this action. **Failure to comply with**
11 **this order will result in a recommendation that the court dismiss this action for plaintiff’s**
12 **failure to comply with court order and/or prosecute this action.**

13 3. The Clerk of Court is directed to provide Plaintiff a copy of the Court’s *in forma*
14 *pauperis* application form.

15
16 Dated: October 25, 2021


HELENA M. BARCH-KUCHTA
UNITED STATES MAGISTRATE JUDGE